IN THE UNITED STATES PATENT AND TRADEMARK OFFICE BEFORE THE TRADEMARK TRIAL AND APPEAL BOARD

| |) | |
|-------------------------|---|-------------------------|
| BUSH INDUSTRIES, INC., |) | Opposition No. 91160204 |
| Opposer, |) | Serial No. 78/249,420 |
| v. |) | |
| SHARUT FURNITURE, INC., |) | |
| Applicant. |) | |
| | | |

BOX TTAB Commissioner for Trademarks P.O. Box 1451 Alexandria, VA 22313-1451

STIPULATED WITHDRAWAL OF OPPOSITION

Sir:

Opposer Bush Industries, Inc. hereby withdraws the Notice of Opposition directed to Application No. 78/249,420 filed by Sharut Furniture, Inc.

Sharut Furniture, Inc. has stipulated and consented to the withdrawal of the Notice of Opposition.

I hereby certify that this correspondence is being deposited with the United States Postal Service as first class mail in an envelope addressed to Box TTAB, Commissioner for Trademarks, P.O. Box 1451, Alexandria, VA 22313-1451 on January 25, 2005.

Melissa A. Wyke

(Name of Person Mailing Paper)

Signature

O1/25/2005

Date

Respectfully submitted,

WEBB ZIESENHEIM LOGSDON ORKIN & HANSON, P.C.

Ву

Kent E. Baldauf, Jr.
Registration No. 36,082
Attorney for Applicants
700 Koppers Building
436 Seventh Avenue
Pittsburgh, PA 15219-1818
Telephone: 412,471,8815

Telephone: 412-471-8815 Facsimile: 412-471-4094

Attorney for Opposer

TTAB

Opposition No. 91160204

| Date | January 25, 2005 |
|-----------------|------------------|
| Case Docket No. | 0137-043888 |

BOX TTAB COMMISSIONER FOR TRADEMARKS P.O. Box 1451 ALEXANDRIA, VA 22313-1451

Sir:

Transmitted herewith for filing with the United States Patent and Trademark

Office is:

REGISTRANT: Bush Industries, Inc.

I hereby certify that this correspondence is being deposited with the

United States Postal Service as first class mail in an envelope

addressed to Box TTAB, Commissioner for Trademarks, P.O. Box

1/25/05 Date

1451 Alexandria, VA 22313-1451 on January 25, 2005.

(Name of person mailing paper)

Melissa A. Wyke

FOR:

Opposition of Trademark Application No. 78/249,420

for the mark "FURNITURE IN MOTION"

INCLUDING: Transmittal Form in Triplicate; and Stipulated Withdrawal of Opposition (2 pp.)

The Commissioner of Patents and Trademarks is hereby authorized to charge any additional payment of the fees associated with this communication to Deposit Account No. 23-0650. Please refund any overpayment to Deposit Account No. 23-0650.

The original and two copies of this transmittal sheet are enclosed.

Respectfully submitted,

WEBB ZIESENHEIM LOGSDON ORKIN & HANSON, P.C.

By_

Kent E. Baldauf, Jr.

Registration No. 36,082

700 Koppers Building 436 Seventh Avenue

Pittsburgh, PA 15219-1818

Telephone: (412) 471-8815 Facsimile: (412) 471-4094

Attorney for Opposer

HARAM BARAMAN MAKANSA KAKATAN BARAMAN A

01-27-2005